

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

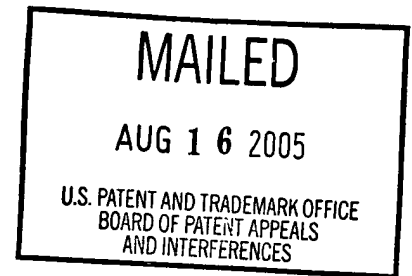
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***Ex parte*** JONATHAN S. STAMLER,  
LIMIN LIU,  
ALFRED HAUSLADEN, and  
RAPHAEL NUDELMAN

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Application 09/757,610

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on June 22, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On March 12, 2004, Appellants filed a Reply Brief. The Phoenix Applications Management System Table of Contents does not show that this paper was considered by the Examiner. However, the PALM INTRANET Content Information contains an entry on 05/26/2004 "Reply Brief Noted by Examiner." Clarification is needed. If the Reply Brief has been considered by the examiner, a copy of the communication needs

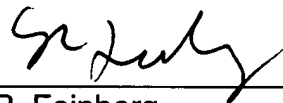
to be scanned into the record. If the Reply Brief has not previously been considered by the examiner, then the examiner needs consider the Reply Brief, provide written consideration to appellants, and have a complete copy of the communication scanned into the record.

Accordingly, it is

**ORDERED** that the application is returned to the Examiner to

- clarification of the consideration of the Reply Brief;
- if considered, to have a complete copy of the communication scanned into the record;
- if not considered, for written consideration to appellants scanned into the record; and
- for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES



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